

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

6 HERB W. DAY,)
7)
8 Plaintiff,)
9)
vs.) 2:11-cv-02030-GMN-GWF
10)
11 BANK OF AMERICA, N.A., *et al.*,)
12 Defendants.)
13 _____)

**ORDER OF DISMISSAL WITHOUT PREJUDICE
PURSUANT TO RULE 4(m) FEDERAL RULES OF CIVIL PROCEDURE**

15 Plaintiff having failed to show good cause why this action should not be
16 dismissed without prejudice for failure to effect timely service pursuant to F.R.Cv.P.
17 4(m),

18 **IT IS THEREFORE ORDERED** that the action is hereby dismissed without
19 prejudice as to the defendant MTC Financial, Inc.

20 || Dated: July 12, 2012



GLORIA M. NAVARRO
United States District Judge